

1 James H. Seymour SBC No. 048651
706 Cowper Street
2 Palo Alto, California 94301
Telephone: (650) 323-7226
3 Counsel for Appellant
Jennifer M. Moore
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 In re

No. 07-03715 MMC

11 RICHARD L. HATFIELD,
12

Appeal from USBC (N.D. Cal.)
No. 07-30031 TEC 7

13 **ADMINISTRATIVE MOTION BY**
14 **APPELLANT JENNIFER M. MOORE**
15 **TO CONSIDER WHETHER CASES**
16 **SHOULD BE RELATED, PURSUANT**
17 **TO CIVIL L.R. 7-11**

18 Alleged Debtor.
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20 JENNIFER M. MOORE,
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Appellant,
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23 vs.
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25 RICHARD L. HATFIELD,
26 FIRST TRUST CORPORATION
27 FBO RICHARD L. SPEES
28 FIRST TRUST CORPORATION
FBO J.D. ERICKSON, and
GEORGE RNJAK,

Appellees.
29

30 Appellant Jennifer M. Moore hereby moves pursuant to L.R. 3-12 and L.R. 7-11
31 for consideration of whether case numbers 07-03715 MMC, *In re Richard Hatfield*, and
32 07-3716 CBR, *In re Alliance Financial Capital Holdings, Inc.*, should be considered
33 related and assigned to the judge to which the lowest numbered case is assigned.

1 Each of the aforementioned cases is an appeal from the attached order of the
2 United States Bankruptcy Court for the Northern District of California dismissing the
3 involuntary bankruptcy cases of *In re Alliance Financial Capital Holdings, Inc.*, number
4 07-30030 TC and *In re Richard L. Hatfield*, number 07-30031 TC. As appears by the
5 order, the bankruptcy court previously determined these cases to be related and they were
6 both assigned to the same bankruptcy judge, the Hon. Thomas Carlson.

7 In the bankruptcy court, the cases were heard together, and the order dismissing
8 them is a joint order. The issues and parties are related. Richard Hatfield is an owner
9 of Alliance Financial Capital Holdings, Inc., and the petitioners in each involuntary
10 bankruptcy are the same parties. The debts alleged by each of the petitioners are asserted
11 to be obligations of both alleged debtors.

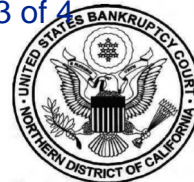
12 Respectfully submitted,

13 JAMES H. SEYMOUR

14
15 Dated: 20 October 2007

16 /s/ James H. Seymour
James H. Seymour
Counsel for Appellant Jennifer M. Moore

GLORIA L. FRANKLIN, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA



Michael D. Cooper (Bar No. 42761)
Daniel Rapaport (Bar No. 67217)

Elizabeth Berke-Dreyfuss (Bar No. 11465) **Signed and Filed: June 26, 2007**

WENDEL, ROSEN, BLACK & DEAN LLP

1111 Broadway, 24th Floor
Oakland, CA 94607-4036

Telephone: (510) 834-6600

Fax: (510) 834-1928

Email: mcooper@wendel.com

THOMAS E. CARLSON
U.S. Bankruptcy Judge

Attorneys for Petitioning Creditors
First Trust Corporation fbo Richard L. Spees,
First Trust Corporation fbo J.D. Erickson, and
George Rnjak

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

In Re

ALLIANCE FINANCIAL CAPITAL
HOLDINGS, INC.,

Debtor.

Case No. 07-30030 TEC
Chapter 7 (Involuntary)

In Re

RICHARD L. HATFIELD,

Debtor.

Case No. 07-30031 TEC
Chapter 7 (Involuntary)

**ORDER GRANTING PETITIONING
CREDITORS' MOTIONS TO DISMISS
INVOLUNTARY PETITIONS IN CASES
NOS. 07-30030 AND 07-30031**

Date: June 22 2007

Time: 10:00 a.m.

**Place: 235 Pine Street, 23rd Floor
San Francisco, CA**

Petitioning Creditors' Motions to Dismiss Involuntary Petitions on Consent of Petitioning Creditors and Debtors ("Motions"), filed in Cases Nos. 07-30030 and 07-30031, came on regularly for hearing on June 22, 2007. Michael Cooper, Esq., of Wendel, Rosen, Black & Dean, LLP, appeared on behalf of the Petitioning Creditors; Iain A. MacDonald, Esq. appeared on

1 behalf of the alleged debtors, Richard L. Hatfield and Alliance Financial Capital Holdings, Inc.;
2 Michael St. James, Esq. appeared on behalf of T. Dale and Mariann Sheldon; James H. Seymour,
3 Esq. appeared on behalf of Jennifer M. Moore; Dennis Hauser, Esq. of Hauser & Mouzes
4 appeared on behalf of the Bank of Stockton, and such other appearances were made as may have
5 been noted in the record. Based upon the pleadings filed herein, and the argument of counsel, and
6 for the reasons stated on the record in open Court, which reasons shall constitute the Court's
7 findings of fact and conclusions of law pursuant to Rule 52 of the Federal Rules of Civil
8 Procedure, made applicable to this proceeding pursuant to Rules 1017(f), 7052, 9014(c) of the
9 Federal Rules of Bankruptcy Procedure, and for good cause shown,

10 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

- 11 1. Notice of the hearing on the Motions was proper under the circumstances of the
12 case;
- 13 2. The Motions are granted in their entirety;
- 14 3. The Involuntary Petitions in Cases Nos. 07-30030 and 07-30031 are hereby
15 dismissed pursuant to the provisions of Bankruptcy Code Section 305(a)(1).

16 **Certificate of Service, Docket No. 45**

17 **** End of Order****

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